

RECEIVED  
CENTRAL FAX CENTER  
JUL 31 2008

**MARTIN & FERRARO, LLP**

ATTORNEYS AT LAW  
1557 Lake O'Pines Street, NE  
Hartville, Ohio 44632

Telephone  
(330) 877-0700

Facsimile  
(330) 877-2030

---

**FACSIMILE TRANSMITTAL**

---

**TO:**

**Name:** Mail Stop AMENDMENT  
Group Art Unit 3731/Examiner Tuan Van Nguyen

**Firm:** U.S. Patent & Trademark Office

**Fax No.:** 571-273-8300

**Subject:** U.S. Patent Application No. 10/619,987  
John I. Shipp  
Filed: June 12, 2003  
SURGICAL LIGATION CLIP AND METHOD FOR  
USE THEREOF

Attorney Docket No. 127.0003-03000

Customer No. 22882

Confirmation No.: 8851

**FROM:**

**Name:** Thomas H. Martin, Esq.

**Phone No.:** 330-877-2277

**No. of Pages (including this):** 4

**Date:** July 31, 2008

**Confirmation Copy to Follow:** NO

---

**Message:****CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8**

I hereby certify that the attached Transmittal Form (in duplicate) and Reply to Office Action are being facsimile transmitted to the U.S. Patent and Trademark Office on July 31, 2008.

  
Wesley C. Meinering

If there is a problem with this transmission please call the sender at the number above.

---

The information contained in this facsimile message is privileged and confidential information intended only for the use of the addressee listed above. If you are not the intended recipient or the employee or agent responsible to deliver this message to the intended recipient, please do not use this transmission in any way, but contact the sender by telephone.

FORM PTO-1083

Attorney Docket No.: 127.0003-03000  
Customer No. 22882

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

John I. Shipp et al.

Serial No: 10/619,987

Filed: June 12, 2003

For: SURGICAL LIGATION CLIP AND  
METHODS FOR USE THEREOF

Confirmation No.: 8851

Art Unit: 3731

Examiner: Tuan Van Nguyen

**RECEIVED**  
CENTRAL FAX CENTER  
JUL 31 2008Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is a Reply to the Office Action dated July 24, 2008 in the above-identified application.

- ☒ No additional fee is required.
- ☐ Applicant hereby requests a \*\*\* -month extension of time to respond to the above office action.
- ☒ The total amount of \$\*\*\* to cover the above fees is to be charged to Deposit Account No. 50-1068.
- ☒ The Commissioner is hereby authorized to charge any deficiencies of fees associated with this communication or credit any overpayment to Deposit Account No. 50-1068. **A copy of this sheet is enclosed.**
- ☒ Any filing fees under 37 C.F.R. § 1.16 for the presentation of extra claims
- ☒ Any patent application processing fees under 37 C.F.R. § 1.17

Respectfully submitted,

MARTIN &amp; FERRARO, LLP

Date: July 31, 2008

By: 

Thomas H. Martin

Registration No. 34,383

1557 Lake O'Pines Street, NE  
Hartville, Ohio 44632  
Telephone: (330) 877-0700  
Facsimile: (330) 877-2030

**RECEIVED**  
**CENTRAL FAX CENTER**

FORM PTO-1083

JUL 31 2008

Attorney Docket No.: 127.0003-03000  
Customer No. 22882**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

John I. Shipp et al.

Serial No: 10/619,987

Filed: June 12, 2003

For: **SURGICAL LIGATION CLIP AND  
METHODS FOR USE THEREOF**

Confirmation No.: 8851

Art Unit: 3731

Examiner: Tuan Van Nguyen

Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is a Reply to the Office Action dated July 24, 2008 in the above-identified application.

- ☒ No additional fee is required.
- ☐ Applicant hereby requests a \*\*\*-month extension of time to respond to the above office action.
- ☒ The total amount of \$\*\*\* to cover the above fees is to be charged to Deposit Account No. 50-1068.
- ☒ The Commissioner is hereby authorized to charge any deficiencies of fees associated with this communication or credit any overpayment to Deposit Account No. 50-1068. **A copy of this sheet is enclosed.**
- ☒ Any filing fees under 37 C.F.R. § 1.16 for the presentation of extra claims
- ☒ Any patent application processing fees under 37 C.F.R. § 1.17

Respectfully submitted,

MARTIN &amp; FERRARO, LLP

Date: July 31, 2008

By: 

Thomas H. Martin

Registration No. 34,383

1557 Lake O'Pines Street, NE  
Hartville, Ohio 44632  
Telephone: (330) 877-0700  
Facsimile: (330) 877-2030

PATENT  
Attorney Docket No. 127.0003-03000  
Customer No. 22882

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED  
CENTRAL FAX CENTER

JUL 31 2008

In re Application of:  
John I. Shipp et al.  
Serial No.: 10/619,987  
Filed: June 12, 2003  
For: SURGICAL LIGATION CLIP AND  
METHODS FOR USE THEREOF

) Confirmation No.: 8851  
)  
) Group Art Unit: 3731  
) Examiner: Tuan Van Nguyen  
)  
)

Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**REPLY TO OFFICE ACTION**

In an Office Action dated July 24, 2008, the Examiner required election under 35 U.S.C. § 121 among Species 1 (Figs. 2a-2d), Species 2 (Figs. 2e-2h), and Species 3 (Figs. 2i-2j). In response, Applicant elects Species 3 (Figs. 2i-2j) directed to claims 1-13, 39-43, 45 and 46 without traverse.

Please grant any extensions of time required to enter this response and charge any additional required fees to our deposit account 50-3726.

Respectfully submitted,

MARTIN &amp; FERRARO, LLP

Dated: July 31, 2008

By: Thomas H. Martin  
Thomas H. Martin  
Registration No. 34,383

1557 Lake O'Pines Street, NE  
Hartville, Ohio 44632  
Telephone: (330) 877-0700  
Facsimile: (330) 877-2030